IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

Bail Appl..No. 1812 of 2007()

CRMP.333/2007 of SESSIONS COURT,KOLLAM
CRIME NO.1/2007 OF THENMALA POLICE STATION

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PETITIONER/ACCUSED

SIVANKUTTY, AGED 35, S/O GOPALAN,
CHARUVILA PUTHENVEEDU, ARAYANKAVU MURI,
ARAYANKAVU VILLAGE, PATHANAPURAM TALUK.

BY ADV. SRI.P.V.GEORGE(PUTHIYIDAM)

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
SUB-INSPECTOR OF POLICE, THENMALA POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1812/2007 (B)

Dated this 30th day of March, 2007

O R D E R

In this Petition filed under Section. 438 Cr.P.C., the petitioner who is the accused in Crime No.1/2007 of Thenmala Police Station for offences punishable under Sections 427 and 457 IPC, seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioner and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the Investigating Officer to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the Investigating officer and subject to the following conditions:

(a). Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). Petitioner shall not commit any offence while on bail.

(e). Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs